

1 **STIP**

2 MICHAEL N. AISEN, ESQ.
3 Nevada State Bar No. 11036
4 ADAM L. GILL, ESQ.
5 Nevada State Bar No. 11575
6 723 South 3rd Street
7 Las Vegas, NV 89101
8 P: (702) 750-1590
9 F: (702) 548-6884
10 Attorneys for Defendant

11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 UNITED STATES OF AMERICA,
14
15 Plaintiff,

16 vs.

17 JAELEAH GUIDA,
18 Defendant.

Case No: 2:19-cr-00077-RFB-VCF-1

**STIPULATION TO CONTINUE
SENTENCING**

19 IT IS HEREBY STIPULATED AND AGREED, by and between Defendant JAELEAH
20 GUIDA, by and through her counsel, ADAM GILL, ESQ. and MICHAEL N. AISEN, ESQ., of
21 AISEN, GILL & ASSOCIATES, and the United States of America, by its counsel, SUSAN
22 CUSHMAN, ESQ., Assistant U.S. Attorney, that the Sentencing in the above-captioned matter
23 currently set for November 14, 2019 at 2:00 p.m. be continued to at least 30 days.

24 This stipulation is entered for the following reasons:

- 25 1. Mr. Gill was recently appointed as CJA counsel so that Ms. Guida would be eligible
26 for funds to cover the cost to prepare a mitigation film to be presented at Sentencing
27 and more time is needed for its preparation.
- 28 2. Mr. Gill has spoken with Ms. Guida and she agrees with this continuance.
3. Mr. Gill has spoken to Ms. Cushman, and Ms. Cushman has indicated that she has no
objection to this continuance.
4. Additionally, denial of this request for continuance could result in a miscarriage of

1 justice.

2 5. In addition, the continuance sought is not for delay and the ends of justice are in fact
3 served by the granting of such continuance which outweigh any interest of the public
4 and the defendant in proceeding with sentencing on November 14, 2019.
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6 DATED this 28th day of October, 2019.
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8
9 /s/ Adam L. Gill
Adam L. Gill, Esq.
10 Counsel for Defendant
Jaeleah Guida
11

12 /s/ Susan Cushman
Susan Cushman, Esq.
13 Attorney for the United States
14 Assistant United States Attorney
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1 **FOF**

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SENTENCING**

13 **FINDINGS OF FACT**

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15 Based on the stipulation of Counsel, and good cause appearing, the Court finds that:

- 16 1. Mr. Gill and Ms. Cushman acknowledge that there are issues that require resolution prior
17 to sentencing, in pertinent part, preparation of a mitigation film to be presented at
18 Sentencing could not begin until the recent granting of Defendant's request to be deemed
19 indigent and there will not be sufficient time to prepare the materials before the current
20 date set for sentencing.
- 21 2. Mr. Gill has spoken with Ms. Guida and she agrees with this continuance.
- 22 3. Mr. Gill has spoken to Ms. Cushman, Assistant United States Attorney, who has no
23 objection to this continuance.
- 24 4. Additionally, denial of this request for continuance could result in a miscarriage of justice.
- 25 5. In addition, the continuance sought is not for delay and the ends of justice are in fact
26 served by the granting of such continuance which outweigh any interest of the public and
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1 the defendant in proceeding with sentencing on November 14, 2019.

2 IT IS HEREBY ORDERED, that the Sentencing hearing, currently scheduled for November
3 14, 2019, at the hour of 2:00 p.m., be vacated and continued to January 29, 2020, at the
4 hour of 3:00 PM in LV Courtroom 7C.

5 Dated this 30th day of October, 2019.

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RICHARD F. BOULWARE, II
9 UNITED STATES DISTRICT JUDGE
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